

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 249A.4, the Department of Human Services amends Chapter 78, "Amount, Duration and Scope of Medical and Remedial Services," Iowa Administrative Code.

This amendment extends the time in which the physician may sign a home health agency plan of care to conform to Medicare policy. The current Medicaid standard is that the physician's signature shall be dated within the certification period. Medicare allows the plan to be signed any time before the claim for home health agency services is submitted for reimbursement. Having different standards for Medicare and Medicaid is confusing for physicians and home health agencies.

Notice of Intended Action on this amendment was published in the Iowa Administrative Bulletin on October 6, 2010, as **ARC 9111B**. The Department received no comments on the Notice of Intended Action. This amendment is identical to that published under Notice of Intended Action.

This amendment does not provide for waivers in specified situations because the amendment provides a benefit to home health agencies.

The Council on Human Services adopted this amendment on December 8, 2010.

This amendment is intended to implement Iowa Code section 249A.4.

This amendment shall become effective on February 2, 2011.

The following amendment is adopted.

Amend paragraph **78.9(1)"1"** as follows:

*1.* Physician's signature and date. ~~The date of the signature shall be within the certification period.~~  
The plan of care must be signed and dated by the physician before the claim for service is submitted for reimbursement.

[Filed 12/8/10, effective 2/2/11]

[Published 12/29/10]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 12/29/10.